

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION

FEB - 2 2011

JULIA C. DUDLEY, CLERK
BY:  DEPUTY CLERK

NANCY WHARTON,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

)
)
) Case No. 2:09CV00068
)
) **FINAL JUDGMENT**
)
) By: James P. Jones
) United States District Judge

Based upon the court's de novo review of those portions of the magistrate judge's report and recommendations to which the plaintiff objected, it is **ADJUDGED AND ORDERED** as follows:

1. The plaintiff's objections are overruled;
2. The magistrate judge's report and recommendations are accepted;
3. The motion for summary judgment by the Commissioner of Social Security ("Commissioner") is granted;
4. The final decision of the Commissioner is **affirmed**; and
5. The clerk is directed to close the case.

ENTER: February 2, 2011


United States District Judge